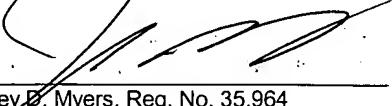


PATENT APPLICATION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on December 30, 2003.


Jeffrey B. Myers, Reg. No. 35,964

RECEIVED
JAN 07 2004
TC 1700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tom Klitsner, et al.

Examiner: S. Kalafut

Serial No. 10/056,736

Group Art Unit: 1745

Filed: January 24, 2002

For: FUEL CELL AND MEMBRANE

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Box Non-Fee Amendment
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action of December 12, 2003, the Applicant elects Group I (Claims 1-74), with traverse.

REMARKS

The Examiner's attention to the application is noted with appreciation.

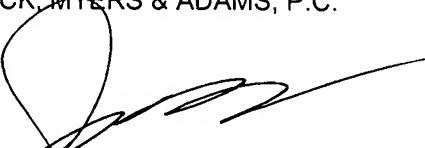
Applicant provisionally elects Group I, claims 1-74, but traverses the restriction requirement. In performing a search with respect to the fuel cell technology, the Examiner likely will need to search the technologies of the other groups, particularly group VII. Accordingly, examination of all Groups is unlikely to involve substantial searching overhead to the U.S. Patent & Trademark Office.

Reconsideration of the restriction requirement and consideration and allowance of the application
are respectfully requested.

Respectfully submitted,

PEACOCK, MYERS & ADAMS, P.C.

By:


Jeffrey D. Myers
Reg. No. 35,964
Direct Dial: (505) 998-1502

Attorney for Applicant
P.O. Box 26927
Albuquerque, New Mexico 87125-6927
Phone: (505) 998-1500
Fax: (505) 243-2542

Customer No. 005179

G:\AMDS\Sandia\SD6053_RR.doc